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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/724,799	12/01/2003	Thomas Hanna	2002P16048US	5524

7590 05/13/2009  
SIEMENS CORPORATION  
INTELLECTUAL PROPERTY DEPT.  
170 WOOD AVENUE SOUTH  
ISELIN, NJ 08830

EXAMINER
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WHIPPLE, BRIAN P

ART UNIT	PAPER NUMBER
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2452

MAIL DATE	DELIVERY MODE
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05/13/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10724799	12/1/2003	HANNA ET AL.	2002P16048US

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**EXAMINER**

BRIAN P. WHIPPLE

ART UNIT	PAPER
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2452	20090427
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DATE MAILED:

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**Commissioner for Patents**

The amendment filed on 2/18/09 is non-responsive under 37 CFR 1.111(b) which states that: "The reply must present arguments pointing out the specific distinctions believed to render the claims, including any newly presented claims, patentable over any applied references."

Claim 36 is not addressed under the heading for claims 36 and 40. Furthermore, claim 36 and claim 40 are duplicates of each other. Both depend on claim 1 and include identical subject matter. It may have been intended for the Applicant to have claim 40 depend on one of the other newly added claims.

Since the above-mentioned reply appears to be bona fide, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BRIAN P. WHIPPLE whose telephone number is (571)270-1244. The examiner can normally be reached on Mon-Fri (9:30 AM to 6:00 PM EST). If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Follansbee can be reached on (571) 272-3964. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Brian P. Whipple  
/B. P. W./  
Examiner, Art Unit 2452  
4/27/09

/Kenny S Lin/  
Primary Examiner, Art Unit 2452

